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February 1, 1995

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William F. Caton, Secretary Federal Communications Commission 1919 M Street, NW Washington, DC 20554

RE: Petition for Rule Making Seeking Allotment of a New FM Channel to Blossom, Texas.

Dear Mr. Caton:

Transmitted herewith, on behalf of Red River Wireless Communications is an original and four copies of a "Petition for Rule Making and Order to Show Cause" associated with a proposal seeking the allotment of a new FM Channel to Blossom, Texas.

Should there be any questions regarding this matter, please do not hesitate to contact the undersigned.

Villiam J. Pennington, III

COUNSEL TO RED RIVER WIRELESS

COMMUNICATIONS

Enc.

cc: As on Certificate of Service (all/enc.)

Before the

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FEDERAL COMMUNICATIONS COMMISSION

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Washington, DC 20554

FCC MAIL ROOM

In the Matter of)
Amendment of Section 73.202(b) FM Table of Allotments) MM Docket No.) RM-
(Blossom, Texas and DeQueen, Arkansas)	DOCKET FILE COPY ORIGINAL

To: Chief, Policy and Rules Division

PETITION FOR RULE MAKING AND ORDER TO SHOW CAUSE

Red River Wireless Communications ("RRWC"), by their counsel, hereby respectfully request that the Commission amend Rule 73.202(b), the FM Table of Allotments, to allot FM Channel 224C2 as a first local broadcast service to Blossom, Texas. RRWC further requests that the Commission issue an Order to Show Cause why FM Channel 227A should not be substituted for FM Channel 224A at DeQueen, Arkansas and the license of Station KDQN-FM modified accordingly to specify operation on that substituted channel.

In support of this allocation request, the following information is respectfully submitted:

1. As is demonstrated in the attached Exhibit 1, Channel 224C2 may be allotted to Blossom, Texas without a site restriction if the requested channel substitution is made at DeQueen, Arkansas.

- 2. In support of the proposed substitution at DeQueen, RRWC notes that the Commission has on numerous occasions stated that the "substitution of an existing station's channel at one community serves the public interest where the substitution permits the provision of new or expanded service at another community." Eddyville and Fort Madison, Iowa, 4 FCC Rcd 7774 (1989); see also Marietta, Ohio and Ravenswood, WV, 2 FCC Rcd 4681 (1987) and Albany, NY, et al., 2 FCC Rcd 4300 (1987), 3 FCC Rcd 4681 (1987).
- 3. To accommodate the proposed allocation at Blossom, 227A would have to be substituted for Channel 224A at DeQueen and the license of Station KDQN-FM modified accordingly. Jay W. & Anna W. Bunyard d/b/a Radio DeQueen ("RD") operate Station KDON-FM on FM Channel 224A at DeQueen. Exhibit 2 demonstrates that Channel 227A may be substituted for Channel 224A at the present KDQN-FM transmitter site in full compliance the Commission's minimum mileage spacing requirements. Furthermore, should the Commission allot FM Channel 224C2 to Blossom and RRWC be granted a construction permit to build the new broadcast facility, RRWC agrees to reimburse RD for its reasonable and prudent expenses incurred in moving Station KDQN-FM to FM Channel 227A. Therefore, it is requested that the Commission issue an Order to Show Cause to RD to show why its license should not be modified to outline KDQN-FM's operation on FM Channel 227A.
 - 4. If the above mentioned substitution is made at DeQueen,

the permissible antenna site area for a station operating on Channel 224C2 is ample. A large portion of that area is close enough that a station operating on Channel 224C2 should have no difficulty placing a 70 dBu service contour over the entire community of Blossom. An antenna site from the permissible would provide complete line of sight coverage across the community of Blossom.

- 5. Blossom, an incorporated community in Lamar County had a 1990 population of 1440 persons. Lamar County had a 1990 population of 43,949 persons.
- 6. The allotment of Channel 224C2 to Blossom will increase the number of broadcast signals available to the public in a given area and thus promoting efficient use of the spectrum. The Commission has determined that expanded service to the public and spectrum efficiency provide significant public interest benefits. See **Report and Order** in MM Docket No. 85-313, 60 RR 114, 118 (1986). Thus, RRWC's proposal would serve the public interest.
- 7. Should the Commission allot Channel 224C2 to Blossom RRWC will immediately tender with the Commission an application seeking for a construction permit seeking to build the new FM facility. If granted the construction permit for the new station, RRWC will promptly construct the new station.

Based upon the foregoing, RRWC hereby requests that the Commission: (i) modify its Table of FM Allotments to assign FM Channel 224C2 to Blossom, Texas as its first local service; and

(ii) issue to RD an Order to Show Cause why FM Channel 227A should not be substituted for Channel 224A at DeQueen, Arkansas and the license of station KDQN-FM not modified accordingly.

Respectfully submitted,

RED RIVER WIRELESS GOMMUNICATIONS

Bv:

William J. Pennington, III

Its Attorney

5519 Rockingham Road-East Greensboro, NC 27407 (910) 299-5257

February 1, 1995

CHANNEL ALLOCATION STUDY

BLOSSOM TEXAS

REFERENCE					DISPLAY				
33 40	ON		CLASS C	2		SE	ARCH DATE		
95 24	0 W	CHANNEL	HANNEL 224 - 92.7 MHz			01-27-95			
CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN		
KDONFM	224A	De Queen	AR	67.7	107.14	166.0	-58.86 *		
KZPŞ	223Ç	Dallas	TX	230.8	189.01	188.0	1.01 <		
DE221	221A	Commerce	TX	227.9	78.05	55.0	23.05		
KEMM	221A	Commerce	TX	227.9	78.05	55.0	23.05		
KTKC	224A	Springhill	LA	112.2	193.23	166.0	27.23		
KYXK	224A	Gurdon	AR	81.5	208.00	166.0	42.00		
KPRVFN	1 223A	Heavener	OK	29.1	156.32	106.0	50.32		
AD277	277A	Commerce	TX	227.9	78.05	15.0	63.05		
KARQ	221A	Ashdown	AR	88.3	118.44		63.44		
KTYLFN	1 226C1	Tyler	TX	174.3	143.83	79.0	64.83		
KTYLFN	226C1	-	TX	174.2	143.98	79.0	64.98		
KIVYFN	224C2	•	ТX	181.1	261.87	190.0	71.87		
KJVC	224A	Mansfield	LA	139.5	239.75	166.0	73.75		
KZRB	278A	New Boston	TX	104.3	89.76	15.0	74.76		

CHANNEL ALLOCATION STUDY

DeQUEEN, ARKANSAS

REFERENCE				
34 1 57 N CLASS A 94 19 43 W CHANNEL 227 - 93.3 MHz	SEARCH DATE 01-27-95			
CALL CH# CITY STATE BEAR' D-KM	R-KM MARGIN			
KDQNFM 224A De Queen AR 0.0 0.00	31.0 -31.00 *			
KBOKFM 227A Malvern AR 74.7 143.11	115.0 28.11			
KTLS 227C1 Ada OK 294.1 236.32	200.0 36.32			
KISQ 227C3 El Dorado AR 119.4 181.39	142.0 39.39			
KHSPFM 280A Ashdown AR 154.0 53.15	10.0 43.15			
KOYN 230C2 Paris TX 257.7 107.40	55.0 52.40			
KITT 229C Shreveport LA 166.1 154.84	95.0 59.84			
	133.0 69.69			
	133.0 69.72			
	95.0 : 70.42			
KESE.C 227C1 Seligman MO 3.0 270.51	200.0 70.51			

CERTIFICATE OF SERVICE

I, William J. Pennington, III, hereby certify that on this lst day of February, 1995, I deposited copies of the foregoing "Petition for Rule Making and Order to Show Cause" in the United States mail, first class, postage prepaid, addressed to the following:

Radio DeQueen
Attention: Jay W. & Anne W. Bunyard
Post Office Box 311
412 South 4th Street
DeQueen, AR 71832
(Licensee of KDQN-FM, DeQueen, AR)

William .

. Penningto